



DECISION TO STRIKE OUT

Case nos. CH/00/7006 and CH/01/7190

Zuhra ALIŠIĆ and Hajra CERIĆ

against

THE REPUBLIKA SRPSKA

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the Second Panel on 7 May 2003, with the following members present:

Mr. Mato TADIĆ, President
Mr. Jakob MÖLLER
Mr. Mehmed DEKOVIĆ
Mr. Giovanni GRASSO
Mr. Manfred NOWAK
Mr. Vitomir POPOVIĆ
Mr. Viktor MASENKO-MAVI

Mr. Ulrich GARMS, Registrar
Ms. Olga KAPIĆ, Deputy Registrar
Ms. Antonia DE MEO, Deputy Registrar

Having considered the aforementioned applications introduced pursuant to Article VIII(1) of the Human Rights Agreement ("the Agreement") set out in Annex 6 to the General Framework Agreement for Peace in Bosnia and Herzegovina;

Adopts the following decision pursuant to Article VIII(3)(b) of the Agreement and Rules 34, 49(2) and 52 of the Chamber's Rules of Procedure:

I. INTRODUCTION

A. CH/00/7006 Zuhra ALIŠIĆ

1. The application was introduced on 18 December 2000 and registered on the same day.
2. The applicant is the pre-war owner of property located at Ulica Branka Popović no. 10 in Prijedor, the Republika Srpska. The case concerns her attempts to regain possession of her pre-war property.
3. On 17 March 2003, the applicant informed the Chamber that she had regained possession of her pre-war property.

B. CH/01/7190 Hajra CERIĆ

4. The application was introduced on 8 June 2001 and registered on the same day.
5. The applicant is the pre-war owner of property located at Ilije Bursaća no. 86 in Prijedor, the Republika Srpska. The case concerns her attempts to regain possession of her pre-war property.
6. On 1 April 2003, the applicant informed the Chamber that she had regained possession of her pre-war property.

C. Joinder of applications

7. Considering the similarity between the facts of the cases and the complaints of the applicants, the Chamber decided to join the present applications in accordance with Rule 34 of the Chamber's Rules of Procedure on the same day it adopted the present decision.

II. OPINION OF THE CHAMBER

8. In accordance with Article VIII(3) of the Agreement, "the Chamber may decide at any point in its proceedings to suspend consideration of, reject or strike out, an application on the ground that ... (b) the matter has been resolved; ... provided that such a result is consistent with the objective of respect for human rights."

9. Considering that the applicants have repossessed their property, the Chamber finds that the matter raised in the applications has been resolved. Furthermore, the Chamber finds no special circumstances regarding respect for human rights which require the examination of the applications to be continued. The Chamber therefore decides to strike out the applications.

III. CONCLUSION

10. For these reasons, the Chamber, unanimously,

**JOINS THE APPLICATIONS and
STRIKES OUT THE APPLICATIONS.**

(signed)
Ulrich GARMS
Registrar of the Chamber

(signed)
Mato TADIĆ
President of the Second Panel